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and People Media, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

**IN RE GOOGLE PLAY STORE
ANTITRUST LITIGATION**

THIS DOCUMENT RELATES TO:

Match Group, LLC v. Google LLC,
5:22-cv-02746

State of Utah v. Google LLC,
3:21-cv-05227-JD

Epic Games Inc. v. Google LLC et al.,
Case No. 3:20-cv-05671-JD

In re Google Play Consumer Antitrust
Litigation, Case No. 3:20-cv-05761-JD

In re Google Play Developer Antitrust
Litigation, Case No. 3:20-cv-05792-JD

Case No. 3:21-md-02981-JD

**ADMINISTRATIVE MOTION TO
CONSIDER WHETHER CASES
SHOULD BE RELATED**

Judge James Donato

Pursuant to N.D. Cal. Civil L.R. 3-12, Plaintiffs Match Group, LLC; Humor Rainbow, Inc.; PlentyOfFish Media ULC; and People Media, Inc. (collectively, the “Match Group Plaintiffs”) respectfully move the Court for consideration of whether the recently filed case, *Match Group, LLC v. Google LLC*, 5:22-cv-02746, should be deemed related to the following cases (collectively, the “In Re Play Store Actions”), all of which have been transferred, for pretrial proceedings, into MDL Case No. 2981:

State of Utah v. Google LLC, 3:21-cv-05227-JD;

Epic Games Inc. v. Google LLC et. Al., Case No. 3:20-cv-05671-JD;

In re Google Play Consumer Antitrust Litigation, Case No. 3:20-cv-05761-JD;

In re Google Play Developer Antitrust Litigation, Case No. 3:20-cv-05792-JD.

RELATIONSHIP OF ACTIONS

Match Group LLC v. Google LLC, 5:22-cv-02746 (the “Match Group Play Store Case”) is an action for, among other things, violations of Sections 1 and 2 of the Sherman Act, 15 U.S.C. §§ 1 and 2; violations of California’s Cartwright Act, Cal. Bus. & Prof. Code § 16700 *et seq.*; and a state consumer protection statute. Regarding the criteria set forth in N.D. Cal. L.R. 3-12(a), the Match Group Play Store Case involves common defendants, namely, Google LLC; Google Ireland Limited; Google Commerce Limited; Google Asia Pacific Pte. Limited; and Google Payment Corp. (collectively, “Defendants”). The Match Play Store Case will also present issues of fact and law that are common to the other In Re Play Store Actions such that duplication of labor and potentially conflicting results may be avoided by assigning the Match Group Play Store Case to the Honorable James Donato, who presides over the In Re Play Store Actions.

By way of example only, the Match Group Play Store Case and the In Re Play Store Actions present the following common issues:

- Relevant market definition concerning the market for the distribution of apps on mobile devices, such as cell phones and tablets, that are compatible with the Android mobile operating system;
- Google's alleged monopoly power in a relevant market;
- The effect on competition by Google's alleged anti-competitive practices, including Google's alleged imposition of anti-competitive contractual terms on mobile device manufacturers, mobile network operators, and app developers; and
- Google's alleged tying of its in-app payment processing service, Google Play Billing, to the use of Google's app distribution platform, the Google Play Store.

The Northern District of California is the proper venue for the Match Group Play Store Case, to which all parties have consented.

STATEMENT REGARDING STIPULATION

In keeping with N.D. Cal. L.R. 7-11, the Match Group Plaintiffs have conferred with Google LLC (and its affiliates that are defendants), and all parties stipulate that this Motion should be granted. The parties' Stipulation and a Proposed Order have been submitted concurrently with this Motion.

CONCLUSION

The Court should designate the Match Group Play Store Case as related to the In Re Play Store Cases in MDL No. 2981.

Dated: May 10, 2022

Respectfully submitted,

By: /s/ Douglas J. Dixon
Douglas J. Dixon

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